

IN THE UNITED STATES COURT OF FEDERAL CLAIMS
No. 05-525T

(Filed: December 15, 2006)

USA CHOICE INTERNET SERVICE, INC.,)
)
 Plaintiffs,)
)
 v.)
)
UNITED STATES,)
)
 Defendant.)

ORDER FOR ENTRY OF FINAL JUDGMENT

In this federal communications excise tax case, on November 15, 2006, the court entered a decision granting the plaintiff a refund of certain communications excise taxes paid from January 1999 through April 2002. *USA Choice Internet Service, Inc. v. United States*, __ Fed. Cl. __, 2006 WL 3333782 (Nov. 15, 2006). At that time, the court did not rule on the precise amount of taxes to be refunded, but rather it gave the parties a reasonable period of time to address that amount and potentially to stipulate to it. Thereafter, on December 11, 2006, the parties filed a Stipulation of Fact as to the amounts of tax subject to the court's opinion of November 15, 2006. They stipulated that the amount of plaintiff's refundable overpayment of federal excise tax for the periods at issue was as follows:

<u>For the Quarter Ending</u>	<u>Amount of Refund</u>
March 31, 1999	\$ 31.16
June 30, 1999	591.66
September 30, 1999	705.23
December 31, 1999	855.94
March 31, 2000	1,227.90
June 30, 2000	1,385.34
September 30, 2000	1,474.14
December 31, 2000	1,742.35
March 31, 2001	1,866.80
June 30, 2001	2,151.61
September 30, 2001	2,548.20
December 31, 2001	3,192.39
March 31, 2002	2,529.79
June 30, 2002	<u>323.25</u>
TOTAL	\$ 20,625.76

Accordingly, in light of the court's decision of November 15, 2006, and the parties' stipulation, the clerk shall enter judgment against the United States in the amount of \$20,625.76, plus interest as provided by law until plaintiff receives payment from the United States.

IT IS SO ORDERED.

Charles F. Lettow
Judge